

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

January 5, 2009

C058584 THE PEOPLE v. (Not For Publication)
JOVANY GABRIEL MARTINEZ

The convictions are affirmed, the sentence is vacated, and the matter is remanded for resentencing.

RAYE, J.

We Concur: Scotland, P.J.
Robie, J.

C058854 THE PEOPLE v. (Not For Publication)
EDWARD LEE HOSMUN II

The judgment is modified to strike the no visitation order with respect to Kevin C.. As modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment and forward a copy of the amended abstract to the Department of Corrections and Rehabilitation.

ROBIE, J.

We Concur: Raye, Acting P.J.
Cantil-Sakauye, J.

C057157 GROSSMAN et al. v. KING et al. (Not For Publication)

The interlocutory judgment of partition is affirmed. The Grossmans shall recover their costs on appeal. (Cal. Rules of the Court, rule 8.278 (a) .)

ROBIE, J.

We Concur: Raye, Acting P.J.
Cantil-Sakauye, J.

C058124 DUCLO v. DUCLO (Not For Publication)

The trial court order is affirmed. Wife is awarded her costs on appeal. (Cal. Rules of the Court, rule 8.278 (a) .)

RAYE, J.

We Concur: Scotland, P.J.
Robie, J.

January 6, 2009

C055162 THE PEOPLE v. LAMEL ADAMS (Not For Publication)

The judgment is affirmed.

SIMS, Acting P.J.

We Concur: Davis, J.
Nicholson, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

January 6, 2009, Continued

- C055898 THE PEOPLE v. (Not For Publication)**
ANTHONY LANIL McCANTS
The judgment is affirmed.
DAVIS, J.
We Concur: Sims, Acting P.J.
 Butz, J.
- C056366 THE PEOPLE v. JOHANIS CALHOUN (Not For Publication)**
The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect that defendant was convicted of burglary on count three and to forward a copy of the amended abstract to the Department of Corrections and Rehabilitation.
HULL, Acting P.J.
We Concur: Robie, J.
 Butz, J.
- C059347 THE PEOPLE v. LEONARD JOHNSON (Not For Publication)**
The judgment is affirmed.
BLEASE, Acting P.J.
We Concur: Davis, Acting J.
 Nicholson, J.
- C057239 DEES v. 520 CAPITOL MALL, INC. (Not For Publication)**
The judgment in favor of defendant 520 Capitol Mall, Inc. is affirmed. Defendant shall recover its costs on appeal.
(Cal. Rules of Court, rule 8.278 (a) (1).)
SIMS, Acting P.J.
We Concur: Davis, J.
 Nicholson, J.
- C054634 In re RONALD SINGLER on Habeas Corpus (Certified For Publication)**
The petition for writ of habeas corpus is granted because the evidence presented at the 2006 parole hearing does not support the Board's finding that Singler was unsuitable for parole at that time. The Board is directed to hold a new hearing within 30 days of the finality of the decision and to find Singler suitable for parole, unless *new evidence* of his conduct and/or change in mental state *subsequent to the 2006 parole hearing* is introduced and is sufficient to support a finding that he currently poses an unreasonable risk of danger to society if released on parole.
SCOTLAND, P.J.
We Concur: Nicholson, J.
 Raye, J.

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January 6, 2009, Continued

BLEASE, Acting P.J.

Hull, J.

Robie, J.

NICHOLSON, Acting P.J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

January 8, 2009

MISC. ORDER 2009-002

BY THE COURT:

Associate Justice Rodney Davis is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 10.1004, 10.1012, and 10.1016, during the absence of the Presiding Justice from the court on January 22, 2009, or until his return. (See Cal. Const., art. VI, §3.) The senior member of a panel of the Court is designated the Acting Presiding Justice of that panel during the absence of the Presiding Justice.

SCOTLAND, P.J.

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| C055434 | THE PEOPLE v.
ANTHONY OSCAR GEROLAGA
The judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Morrison, Acting P.J.
Robie, J. | (Not For Publication) |
| C056852 | THE PEOPLE v. RANDALL MESKER
The judgment is affirmed.
RAYE, J.
We Concur: Blease, Acting P.J.
Cantil-Sakauye, J. | (Not For Publication) |
| C056968 | THE PEOPLE v.
SHAWN TYRONE DAVIS
The judgment is affirmed.
HULL, J.
We Concur: Blease, Acting P.J.
Butz, J. | (Not For Publication) |
| C057659 | THE PEOPLE v.
MICHAEL LEE LANGLEY
The judgment is affirmed.
BLEASE, Acting P.J.
We Concur: Hull, J.
Robie, J. | (Not For Publication) |

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

January 8, 2009, continued

- C057836 THE PEOPLE v. (Not For Publication)**
REAGAN JUAN THOMAS
The judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Sims, Acting P.J.
 Hull, J.
- C058363 THE PEOPLE v. (Not For Publication)**
JOSEPH MARTIN NUNES
The judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Sims, Acting P.J.
 Hull, J.
- C058786 THE PEOPLE v. (Not For Publication)**
SHAWN MICHAEL COXE
The judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Blease, Acting P.J.
 Sims, J.
- C055368 TECKLENBURG v. THE APPELLATE (Certified For Publication)**
DIVISION OF THE SUPERIOR COURT
OF SAN JOAQUIN COUNTY; THE PEOPLE
Having reviewed the record and finding substantial evidence supports
defendant's convictions, we affirm the judgment.
CANTIL-SAKAUYE, J.
We Concur: Scotland, P.J.
 Davis, J.
- C058931 In re M.S.; SISKIYOU COUNTY v. (Not For Publication)**
HUMAN SERVICES DEPARTMENT
v. M.L. et al.
The juvenile court's orders are affirmed.
CANTIL-SAKAUYE, J.
We Concur: Blease, Acting P.J.
 Sims, J.

